

Exhibit 59

Deposition of Roger D. Blair, Ph.D.
(December 9, 2017) (excerpted)

PUBLIC COPY - REDACTED

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

CUNG LE; NATHAN QUARRY, JON)	
FITCH, on behalf of)	
themselves and all others)	
similarly situated,)	
)	
Plaintiffs,)	
)	
vs.)	Case No.
)	2:15-cv-01045-RFB-(PAL)
)	
ZUFFA, LLC, d/b/a Ultimate)	
Fighting Championship and)	
UFC,)	
)	
Defendant.)	
_____)	

HIGHLY CONFIDENTIAL

VIDEOTAPED DEPOSITION OF

ROGER D. BLAIR, Ph.D., VOL. II

Orlando, Florida

December 9, 2017

7:59 a.m.

Reported By:
Dawn A. Hillier, RMR, CRR, CLR
Job No. 52574

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<p style="text-align: right;">304</p> <p>1 revenue, then you could calculate a ratio of the 2 marginal revenue product of the athletes to the total 3 revenue in that sport; right? 4 MR. WIDNELL: Objection, form. 5 THE WITNESS: That's a matter of -- I mean, 6 you're -- you're asking me if -- if I have a -- if 7 I know what the numerator and the denominator are, 8 I can do the arithmetic, and the answer's yes. 9 BY MR. SILVERMAN: 10 Q For any given sport, the revenue from an event 11 can, in theory, be broken down into the revenue product 12 of the various input factors that went into producing 13 that event; right? So, in the example you just talked 14 about, the fighters in the venue, for example. 15 MR. WIDNELL: Objection, form, misstates. 16 THE WITNESS: Okay. So, I'm sorry. You're 17 asking me if -- if we have all of the -- if we have 18 all of the inputs and we -- you know, we list all 19 of those, can we attribute shares of the total 20 revenue that are accounted for by each of those 21 inputs? 22 BY MR. SILVERMAN: 23 Q Right. 24 A Is that your question? 25 Q In theory.</p>	<p style="text-align: right;">306</p> <p>1 cost, their prices, you know, once I know what 2 those quantities are, you know, the total output, 3 if you will, is determined by the -- the nature of 4 the production function. And then that determines 5 the quantity. And given the demand conditions, 6 that will then determine what the -- you know, what 7 the price is. And you can calculate the -- the 8 total revenue from that. And what you have to 9 subtract out, then, in order to determine the 10 profit, is the payments to the inputs that went 11 into producing that output. 12 Now, can you then attribute -- can you say how 13 much of the revenue was generated by each of the 14 inputs. You know, that becomes complicated because 15 the marginal revenue products are -- the marginal 16 product -- marginal revenue product of one input is 17 influenced by the quantities of the other inputs 18 that are employed. So, you know -- and, you know, 19 you -- it's relatively easy to see that, you know, 20 in, you know, you know, specific production 21 examples. 22 BY MR. SILVERMAN: 23 Q If we look at Major League Baseball, for 24 example, do you think that the players are responsible 25 or that the -- strike that.</p>
<p style="text-align: right;">305</p> <p>1 A Well, you know, I mean, again, not 2 necessarily. And, you know -- and, you know, in the 3 same sense that, you know, if you were to say, you know, 4 we have the athletes that are providing the sports 5 entertainment and we have the venue, so we have -- let's 6 just suppose there's only those two inputs. We have the 7 athletic input, and the venue. You know, revenue's zero 8 if either one of those things is zero. So, having put 9 on the event, you know, allocating the -- the revenue -- 10 a portion of the revenue to each of them would be, you 11 know, pretty difficult. 12 Q But in theory, isn't the revenue -- by 13 definition, doesn't it -- isn't it attributable to all 14 of the factors that go into production, even if it's 15 difficult to apportion it properly? 16 MR. WIDNELL: Objection, form. 17 THE WITNESS: Okay. So -- okay. So, you 18 know, in theory, you know, what you're looking at 19 is, you know, the -- you know, the profit, let's 20 say, is a function of the revenue which is driven 21 by the -- you know, the demand on the part of 22 consumers, you know, the fans, and the -- and the 23 output, which is driven by the inputs; okay? 24 So, if I know what all of the inputs are, you 25 know, the quantities of all the inputs, and their</p>	<p style="text-align: right;">307</p> <p>1 If we look at Major League Baseball, for 2 example, do you think that the marginal revenue product 3 of the players accounts for the vast majority of the 4 revenue generated? 5 MR. WIDNELL: Objection, form. 6 THE WITNESS: Well, certainly if you're a 7 baseball fan, you're not going to want to go to the 8 stadium and just sort of sit around and look at the 9 green grass. You know, you're going to want -- 10 you're going to go there because the players are 11 going to play a game. And you want to watch the 12 athletic competition on the field. You know, so, 13 you know, the -- you know, but that attribution, 14 you know, again, you know, is complicated by the 15 fact that, you know, if you didn't have the 16 stadium, you know, you wouldn't generate the same, 17 you know, fan appeal. 18 There wouldn't be any place for them to watch 19 the game. So, you know, the size of the stadium 20 can come into play and, you know, because that's 21 another input in the production of revenues through 22 providing sports entertainment. 23 BY MR. SILVERMAN: 24 Q What are the other major factors of production 25 besides the stadium, I think you mentioned, that play an</p>

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<p style="text-align: right;">308</p> <p>1 important role in generating the baseball revenues?</p> <p>2 MR. WIDNELL: Objection, form.</p> <p>3 THE WITNESS: Well, I mean, I haven't, you</p> <p>4 know, I haven't studied that in particular. So,</p> <p>5 you know, I'm just, you know, responding to your</p> <p>6 question, you know, off the -- you know, basically</p> <p>7 off the top of my head from just general</p> <p>8 experience. But, you know, obviously there's a</p> <p>9 venue. There's, you know, promotion by the -- by</p> <p>10 Major League Baseball generally that's, you know,</p> <p>11 where they provide promotions on a league-wide</p> <p>12 basis. There are individual promotions, you know,</p> <p>13 at the local level by the -- you know, by the team.</p> <p>14 You know, there's the venue, the amenities. You</p> <p>15 know, you need to have parking facilities. You</p> <p>16 know, some of the most modern stadiums have a lot</p> <p>17 of other sorts of fan amenities. You know, they</p> <p>18 may have places for kids to play when they get</p> <p>19 bored with the game. You know, they have</p> <p>20 restaurants and, you know, bars. And, you know,</p> <p>21 all sorts of things go into attracting fans to --</p> <p>22 to come to a particular location in order to watch</p> <p>23 a -- you know, some sports athletic composition on</p> <p>24 the field.</p> <p>25 BY MR. SILVERMAN:</p>	<p style="text-align: right;">310</p> <p>1 television contract is a stream of revenue, but it's not</p> <p>2 a factor of production, is it?</p> <p>3 A No, it's not a factor of production.</p> <p>4 Q Yeah. So I'm asking specifically about the</p> <p>5 factors of production that go into generating the</p> <p>6 revenues, whether labor or capital.</p> <p>7 A Okay. Sure. Okay.</p> <p>8 MR. WIDNELL: Are you asking just for the --</p> <p>9 the venue -- the event of the venue or overall for</p> <p>10 the team's revenues?</p> <p>11 BY MR. SILVERMAN:</p> <p>12 Q Just -- for just generating the -- the</p> <p>13 revenues -- the event revenues. But including wherever</p> <p>14 those revenues come from, including television</p> <p>15 contracts.</p> <p>16 A Right. So what you said right at the end was</p> <p>17 excluding something like the television contract</p> <p>18 revenue; right?</p> <p>19 Q No. So I didn't mean to exclude -- what I was</p> <p>20 asking is what -- I'm asking, what are the important</p> <p>21 factors of production --</p> <p>22 A Okay.</p> <p>23 Q -- in addition to the athletes --</p> <p>24 A Right.</p> <p>25 Q -- that generate the revenue. And then the</p>
<p style="text-align: right;">309</p> <p>1 Q Do those --</p> <p>2 A The umpires.</p> <p>3 Q Sure.</p> <p>4 A I mean, there's a lot of things that come into</p> <p>5 play.</p> <p>6 Q Do those same factors play an important role</p> <p>7 in generating revenues in the NFL?</p> <p>8 MR. WIDNELL: Objection, form.</p> <p>9 BY MR. SILVERMAN:</p> <p>10 Q The ones you listed for baseball. Are any of</p> <p>11 them not present in the NFL?</p> <p>12 A Well, I mean, I don't know. I mean, they</p> <p>13 don't have umpires. They've got somebody else.</p> <p>14 You know, they have other game officials. You</p> <p>15 know, some of the -- some of the revenue, you know, is</p> <p>16 associated with, you know, the live attendance and the</p> <p>17 gates receipts and the concessions and parking and so on</p> <p>18 and so forth. You know, but part of the revenue that</p> <p>19 the -- that's experienced is through the TV contracts.</p> <p>20 And, so, you know, that contributes as well to the</p> <p>21 overall revenue stream and profitability of the</p> <p>22 enterprise.</p> <p>23 Q But I'm asking about factors of production, so</p> <p>24 inputs that general -- that, you know, that are</p> <p>25 responsible for generating revenue. I mean, I guess the</p>	<p style="text-align: right;">311</p> <p>1 revenue comes from a variety of places, game receipts,</p> <p>2 television contracts, wherever.</p> <p>3 A Okay. All right. So -- so you need game</p> <p>4 officials; right?</p> <p>5 Q Yeah.</p> <p>6 A You also need coaches. You need trainers.</p> <p>7 You need medical personnel. You need the golf carts to</p> <p>8 take the players off the field sometimes. You need, you</p> <p>9 know, training facilities for them to be prepared to</p> <p>10 play. And, you know, of course you need the venue,</p> <p>11 which is not a trivial matter. You know, if the game's</p> <p>12 at night, you need utilities because you have to have</p> <p>13 the lights on.</p> <p>14 You need to have people to operate the venue</p> <p>15 in terms of, you know, selling tickets and checking</p> <p>16 admissions and that sort of thing. You need to have</p> <p>17 some sort of parking facilities. You know, there's a</p> <p>18 host of things that I'm probably not thinking about.</p> <p>19 But, again, you know, as I -- as I said -- well, as I</p> <p>20 said when we were talking about baseball, you know, I</p> <p>21 haven't studied this in any detail, so I'm just</p> <p>22 responding to you kind of off the top of my head.</p> <p>23 Q Understanding that you're just -- that this</p> <p>24 isn't something you studied in detail, are all of those</p> <p>25 factors you identified for the NFL also present in the</p>

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<p style="text-align: right;">312</p> <p>1 MBA and the NHL as important factors of production?</p> <p>2 MR. WIDNELL: Objection, form.</p> <p>3 THE WITNESS: I'm sure that there's some</p> <p>4 things that I listed for the NFL that, you know,</p> <p>5 are not important for the NBA. For example, you</p> <p>6 know, when players get hurt in the NBA, usually</p> <p>7 they're not hurt as severely as they might get hurt</p> <p>8 in an NFL game and they usually don't have carts to</p> <p>9 take them to the locker room as a result of that.</p> <p>10 Although they may have. I haven't seen that.</p> <p>11 But, you know, the -- you know, as a general</p> <p>12 proposition, you -- you need the, you know, same</p> <p>13 sort of things. You need game officials. You need</p> <p>14 equipment. You need a venue. You need -- you</p> <p>15 know, you need the coaches. Again, you know,</p> <p>16 training facilities, practice facilities, you know,</p> <p>17 and an assortment of, you know, other things. You</p> <p>18 all still need parking facilities and you need</p> <p>19 somebody to run -- not somebody, but some people to</p> <p>20 operate the venue. You know, and so on.</p> <p>21 BY MR. SILVERMAN:</p> <p>22 Q What are the important factors of production</p> <p>23 that generate revenues in boxing other than the</p> <p>24 athletes?</p> <p>25 MR. WIDNELL: Objection, form.</p>	<p style="text-align: right;">314</p> <p>1 A -- you know, assorted other things that, you</p> <p>2 know. I'm sure I'm missing a whole bunch of things.</p> <p>3 But, again, you know, I haven't -- I haven't focused on</p> <p>4 this.</p> <p>5 Q For the sports that we discussed based --</p> <p>6 professional baseball, basketball, football, hockey, and</p> <p>7 boxing, for any of them, have you studied the ratio of</p> <p>8 the marginal revenue product of the athletes to the</p> <p>9 total revenue in any of those sports?</p> <p>10 A No.</p> <p>11 Q Have you studied the ratio of the marginal</p> <p>12 revenue product of the athletes to total revenue in MMA?</p> <p>13 A No.</p> <p>14 Q Or for the UFC, specifically?</p> <p>15 A No.</p> <p>16 Q Do you have any reason to believe that the</p> <p>17 marginal revenue product of the athletes in any of the</p> <p>18 sports we just discussed that Dr. Zimbalist uses a</p> <p>19 yardstick is higher or lower than it is in MMA?</p> <p>20 MR. WIDNELL: Objection, form.</p> <p>21 MR. SILVERMAN: Actually, strike that</p> <p>22 question. Sorry.</p> <p>23 BY MR. SILVERMAN:</p> <p>24 Q Do you have any reason to believe that the</p> <p>25 marginal revenue product -- strike that too.</p>
<p style="text-align: right;">313</p> <p>1 THE WITNESS: You asked me, what are they?</p> <p>2 BY MR. SILVERMAN:</p> <p>3 Q Um-hum.</p> <p>4 A Well, a lot of it's the promotion, you know,</p> <p>5 for -- you know, some boxing events you see in the</p> <p>6 months or weeks leading up to the event, there's a lot</p> <p>7 of promotion. You know, sometimes the -- the</p> <p>8 participants help with that by, you know, trash talking</p> <p>9 and things like that that, you know, are designed --</p> <p>10 well, I mean, I shouldn't say designed. I mean, you</p> <p>11 know, I don't know for sure why these guys are trash</p> <p>12 talking, but it does seem to, you know, elicit some</p> <p>13 further interest on the part of the fans.</p> <p>14 You know, so, you know, and the other things</p> <p>15 are -- you know, are similar. You need -- you know, you</p> <p>16 need referees. You need judges. I mean, you need a</p> <p>17 referee in the ring. You need judges. You know, you're</p> <p>18 going to need a venue. And, you know, with the -- all</p> <p>19 the things that go with that.</p> <p>20 The boxers are going to need training</p> <p>21 facilities. They're going to need, you know, managers,</p> <p>22 coaches, you know, trainers and, you know, and so on.</p> <p>23 You need equipment. Not a lot of equipment, but you</p> <p>24 need boxing gloves and --</p> <p>25 Q Um-hum.</p>	<p style="text-align: right;">315</p> <p>1 Any reason to believe that the marginal -- the</p> <p>2 ratio of the marginal revenue product of labor to total</p> <p>3 revenue in any of the yardstick sports is higher or</p> <p>4 lower than that ratio in MMA?</p> <p>5 MR. WIDNELL: Objection, form.</p> <p>6 THE WITNESS: I haven't thought about that</p> <p>7 specifically, so as I sit here today, I don't</p> <p>8 really have an informed response for you.</p> <p>9 BY MR. SILVERMAN:</p> <p>10 Q Okay. Would you agree that Zuffa has</p> <p>11 additional revenue streams beyond those which it</p> <p>12 accounts for as an event revenue?</p> <p>13 MR. WIDNELL: Objection, form.</p> <p>14 THE WITNESS: I believe so, yes.</p> <p>15 BY MR. SILVERMAN:</p> <p>16 Q For example, Zuffa has revenue from selling</p> <p>17 license fees to video games, for example, which aren't</p> <p>18 event revenue; right?</p> <p>19 A Yes.</p> <p>20 Q Have you ever performed any empirical analysis</p> <p>21 to measure the marginal revenue product of labor in</p> <p>22 any -- in any labor markets -- or strike that. Not in</p> <p>23 any labor markets.</p> <p>24 Have you ever performed a study to measure the</p> <p>25 marginal revenue product of labor in any market?</p>

20 (Pages 312 to 315)

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<p style="text-align: right;">316</p> <p>1 A No.</p> <p>2 Q How does an economist usually measure the</p> <p>3 marginal revenue product of labor, or empirically?</p> <p>4 MR. WIDNELL: Objection, form.</p> <p>5 THE WITNESS: I really don't know how labor</p> <p>6 economists address that, that issue, you know. One</p> <p>7 way in, if you're dealing with, you know,</p> <p>8 competitive markets, you know, one estimate of the</p> <p>9 marginal revenue product would be what the -- you</p> <p>10 know, what the wage or salary is, so you can get at</p> <p>11 it from that perspective.</p> <p>12 You know, how exactly labor economists build</p> <p>13 up estimates of the marginal revenue product, I'm</p> <p>14 not sure. I'm not -- as I told you earlier, you</p> <p>15 know, I'm not really a labor economist.</p> <p>16 BY MR. SILVERMAN:</p> <p>17 Q Would you agree that if you're trying to</p> <p>18 calculate the -- the pay to revenue ratio of a -- of a</p> <p>19 sports organization, one shouldn't exclude any events</p> <p>20 or -- strike that.</p> <p>21 Would you agree that with trying to calculate</p> <p>22 the pay to revenue ratio of an organization, one should</p> <p>23 endeavor to include all of the compensation and all of</p> <p>24 the revenues of that organization?</p> <p>25 MR. WIDNELL: Objection, form.</p>	<p style="text-align: right;">318</p> <p>1 So -- so, if my assignment, again, is to take</p> <p>2 the financial statements and calculate -- add up</p> <p>3 all of the payments, you know, in whatever form, to</p> <p>4 the athletes, and divide that by the revenue from</p> <p>5 whatever source, you know, I would -- as I</p> <p>6 indicated earlier, I would include everything and I</p> <p>7 think that I would have carried out my assignment.</p> <p>8 I don't know that the -- you know, that the</p> <p>9 characterization of bias is -- I'm not sure that</p> <p>10 that's the right word. But I think that</p> <p>11 eliminating some payments and eliminating some</p> <p>12 revenue sources is inconsistent with the assignment</p> <p>13 that I've been given to divide the payments to</p> <p>14 athletes by the total revenues.</p> <p>15 So, I would have done the -- carried out my</p> <p>16 assignment incorrectly. And I would have failed to</p> <p>17 fulfill the assignment that I'd been given.</p> <p>18 BY MR. SILVERMAN:</p> <p>19 [REDACTED]</p> <p>20 [REDACTED]</p> <p>21 [REDACTED]</p> <p>22 [REDACTED]</p> <p>23 [REDACTED]</p> <p>24 [REDACTED]</p> <p>25 [REDACTED]</p>
<p style="text-align: right;">317</p> <p>1 THE WITNESS: As a matter of simple</p> <p>2 calculation, the, you know, if you gave me a set of</p> <p>3 financial statements and you asked -- told me that</p> <p>4 my assignment was to calculate the pay to labor,</p> <p>5 you know, workers, as in their entirety, and divide</p> <p>6 that by the total revenue reflected in the</p> <p>7 financial statements, if that's my assignment, then</p> <p>8 in order to do that, carry out that assignment</p> <p>9 properly, I would have to identify all of the</p> <p>10 payments to workers and add them up and divide that</p> <p>11 by all of the revenues from whatever revenue</p> <p>12 source, whether related or not related, or whatever</p> <p>13 it is, and, you know, and I would then carry out</p> <p>14 that arithmetic calculation, and I think I would</p> <p>15 have completed my assignment.</p> <p>16 BY MR. SILVERMAN:</p> <p>17 Q If the data you were working with involved</p> <p>18 individual events for which athletes were paid</p> <p>19 compensation in which generated revenue, if you excluded</p> <p>20 some of those events and the ones that remained were</p> <p>21 unrepresentative of the whole, then would your estimate</p> <p>22 of the pay to revenue ratio be biased by the exclusion</p> <p>23 of the -- of some of the events?</p> <p>24 MR. WIDNELL: Objection, form.</p> <p>25 THE WITNESS: Right.</p>	<p style="text-align: right;">319</p> <p>1 [REDACTED]</p> <p>2 [REDACTED]</p> <p>3 [REDACTED]</p> <p>4 [REDACTED]</p> <p>5 [REDACTED]</p> <p>6 [REDACTED]</p> <p>7 [REDACTED]</p> <p>8 [REDACTED]</p> <p>9 [REDACTED]</p> <p>10 Q Are you referring to footnote 90?</p> <p>11 MR. WIDNELL: Can you read footnote 90?</p> <p>12 MR. SILVERMAN: Yeah. Yeah.</p> <p>13 BY MR. SILVERMAN:</p> <p>14 [REDACTED]</p> <p>15 [REDACTED]</p> <p>16 [REDACTED]</p> <p>17 [REDACTED]</p> <p>18 [REDACTED]</p> <p>19 [REDACTED]</p> <p>20 [REDACTED]</p> <p>21 [REDACTED]</p> <p>22 [REDACTED]</p> <p>23 [REDACTED]</p> <p>24 [REDACTED]</p> <p>25 [REDACTED]</p>

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<p style="text-align: right;">320</p> <p>1 [REDACTED]</p> <p>2 A No.</p> <p>3 (Exhibit 8 was marked.)</p> <p>4 BY MR. SILVERMAN:</p> <p>5 Q I'm handing you what's been marked Blair</p> <p>6 Exhibit 8. And let's do nine too.</p> <p>7 (Exhibit 9 was marked.)</p> <p>8 BY MR. SILVERMAN:</p> <p>9 [REDACTED]</p> <p>10 [REDACTED]</p> <p>11 [REDACTED]</p> <p>12 [REDACTED]</p> <p>13 [REDACTED]</p> <p>14 [REDACTED]</p> <p>15 [REDACTED]</p> <p>16 [REDACTED]</p> <p>17 [REDACTED]</p> <p>18 [REDACTED]</p> <p>19 [REDACTED]</p> <p>20 [REDACTED]</p> <p>21 [REDACTED]</p> <p>22 [REDACTED]</p> <p>23 [REDACTED]</p> <p>24 [REDACTED]</p> <p>25 [REDACTED]</p>	<p style="text-align: right;">322</p> <p>1 [REDACTED]</p> <p>2 [REDACTED]</p> <p>3 [REDACTED]</p> <p>4 [REDACTED]</p> <p>5 [REDACTED]</p> <p>6 [REDACTED]</p> <p>7 [REDACTED]</p> <p>8 [REDACTED]</p> <p>9 [REDACTED]</p> <p>10 [REDACTED]</p> <p>11 [REDACTED]</p> <p>12 [REDACTED]</p> <p>13 [REDACTED]</p> <p>14 MR. WIDNELL: Objection, form.</p> <p>15 THE WITNESS: I haven't done anything beyond</p> <p>16 what I've already described in using these</p> <p>17 documents.</p> <p>18 BY MR. SILVERMAN:</p> <p>19 [REDACTED]</p> <p>20 [REDACTED]</p> <p>21 [REDACTED]</p> <p>22 [REDACTED]</p> <p>23 [REDACTED]</p> <p>24 [REDACTED]</p> <p>25 [REDACTED]</p>
<p style="text-align: right;">321</p> <p>1 [REDACTED]</p> <p>2 [REDACTED]</p> <p>3 [REDACTED]</p> <p>4 [REDACTED]</p> <p>5 [REDACTED]</p> <p>6 [REDACTED]</p> <p>7 [REDACTED]</p> <p>8 [REDACTED]</p> <p>9 [REDACTED]</p> <p>10 [REDACTED]</p> <p>11 [REDACTED]</p> <p>12 [REDACTED]</p> <p>13 [REDACTED]</p> <p>14 [REDACTED]</p> <p>15 [REDACTED]</p> <p>16 [REDACTED]</p> <p>17 [REDACTED]</p> <p>18 [REDACTED]</p> <p>19 [REDACTED]</p> <p>20 [REDACTED]</p> <p>21 [REDACTED]</p> <p>22 [REDACTED]</p> <p>23 [REDACTED]</p> <p>24 [REDACTED]</p> <p>25 [REDACTED]</p>	<p style="text-align: right;">323</p> <p>1 [REDACTED]</p> <p>2 [REDACTED]</p> <p>3 [REDACTED]</p> <p>4 [REDACTED]</p> <p>5 [REDACTED]</p> <p>6 MR. WIDNELL: Same objection.</p> <p>7 BY MR. SILVERMAN:</p> <p>8 Q In paragraph 70, you note that to calculate</p> <p>9 Golden Boy's pay-to-revenue ratio, Dr. Zimbalist relied</p> <p>10 on data that were drawn from an expert report in another</p> <p>11 litigation; is that right?</p> <p>12 A Yes.</p> <p>13 Q Do you know what litigation that was?</p> <p>14 A I'm unfamiliar with that litigation, but, you</p> <p>15 know, there was -- I think there's some reference to it.</p> <p>16 Q Have you reviewed any of the documents filed</p> <p>17 in that litigation?</p> <p>18 A I have not.</p> <p>19 Q Do you know what expert report from that</p> <p>20 litigation Dr. Zimbalist referred to? Or where the data</p> <p>21 came from that he referred to?</p> <p>22 A There is -- it's in my report. And I guess I</p> <p>23 got the information from Dr. Zimbalist's report. I</p> <p>24 believe the man's name was Deetz, but I'm not -- you</p> <p>25 know, I would have to look at the report and tell.</p>

22 (Pages 320 to 323)

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